

AMENDED IN ASSEMBLY MARCH 26, 2009

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 62

Introduced by Assembly Member Portantino

December 9, 2008

An act to amend Section 27602 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 62, as amended, Portantino. Vehicles: television broadcast or video signal displays.

Existing law makes it unlawful for a person to drive a motor vehicle if a television receiver, a video monitor, or a television or video screen, or any other similar means of visually displaying a television broadcast or video signal that produces entertainment or business applications, is operating and is located in the motor vehicle at any point forward of the back of the driver's seat, or is operating and visible to the driver while he or she is driving the motor vehicle. *Under existing law, that provision does not apply to specified equipment, including, among other things, a television receiver, video monitor, television or video screen, or similar means of visually displaying a television broadcast or video signal, if that equipment has an interlock device that, when the motor vehicle is driven, disables the equipment for all uses except as a vehicle information display, global positioning display, mapping display, or a visual display used to enhance or supplement the driver's view forward, behind, or to the sides of a motor vehicle for the purpose of maneuvering the vehicle.*

~~This bill would make technical, nonsubstantive changes to this law.~~

This bill would additionally exempt from the prohibition this equipment if the operation of equipment that is designed, operated, and configured in a manner that prevents the driver of the motor vehicle from viewing the television broadcast or video signal while operating the vehicle in a safe and reasonable manner.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 *SECTION 1. Section 27602 of the Vehicle Code is amended to*
2 *read:*

3 27602. (a) A person may not drive a motor vehicle if a
4 television receiver, a video monitor, or a television or video screen,
5 or any other, similar means of visually displaying a television
6 broadcast or video signal that produces entertainment or business
7 applications, is operating and is located in the motor vehicle at any
8 point forward of the back of the driver's seat, or is operating and
9 *the monitor, screen, or display is visible to the driver while driving*
10 the motor vehicle.

11 (b) Subdivision (a) does not apply to the following equipment
12 when installed in a vehicle:

13 (1) A vehicle information display.

14 (2) A global positioning display.

15 (3) A mapping display.

16 (4) A visual display used to enhance or supplement the driver's
17 view forward, behind, or to the sides of a motor vehicle for the
18 purpose of maneuvering the vehicle.

19 (5) *A television receiver, video monitor, television or video*
20 *screen, or any other similar means of visually displaying a*
21 *television broadcast or video signal, if that equipment satisfies*
22 *one of the following requirements:*

23 ~~(5) A television receiver, video monitor, television or video~~
24 ~~screen, or any other, similar means of visually displaying a~~
25 ~~television broadcast or video signal, if that~~

26 (A) The quipment has an interlock device that, when the motor
27 vehicle is driven, disables the equipment for all uses except as a
28 visual display as described in paragraphs (1) to (4), inclusive.

29 (B) *The equipment is designed, operated, and configured in a*
30 *manner that prevents the driver of the motor vehicle from viewing*

the television broadcast or video signal while operating the vehicle in a safe and reasonable manner.

(6) A mobile digital terminal installed in a vehicle owned or operated by an electrical corporation, as defined in Section 218 of the Public Utilities Code, a local publicly owned electric utility, as defined in Section 9604 of that code, a gas corporation, as defined in Section 222 of that code, or a telephone corporation, as defined in Section 234 of that code, if the mobile digital terminal is fitted with an opaque covering that does not allow the driver to view any part of the display while driving, even though the terminal may be operating.

(c) Subdivision (a) does not apply to a mobile digital terminal installed in an authorized emergency vehicle or to a motor vehicle providing emergency road service or roadside assistance.

(d) Subdivision (a) does not apply to a mobile digital terminal installed in a vehicle owned or operated by an electrical corporation, as defined in Section 218 of the Public Utilities Code, a local publicly owned electric utility, as defined in Section 9604 of that code, a gas corporation, as defined in Section 222 of that code, or a telephone corporation, as defined in Section 234 of that code, when the vehicle is deployed in an emergency to respond to an interruption or impending interruption of electrical, natural gas, or telephone service.

~~SECTION 1. Section 27602 of the Vehicle Code is amended to read:~~

~~27602. (a) A person may not drive a motor vehicle if a television receiver, a video monitor, or a television or video screen, or any other, similar means of visually displaying a television broadcast or video signal that produces entertainment or business applications, is operating and is located in the motor vehicle at any point forward of the back of the driver's seat, or is operating and visible to the driver while driving the motor vehicle.~~

~~(b) Subdivision (a) does not apply to the following equipment when installed in a vehicle:~~

~~(1) A vehicle information display.~~

~~(2) A global positioning display.~~

~~(3) A mapping display.~~

~~(4) A visual display used to supplement or enhance the driver's view forward, behind, or to the sides of a motor vehicle for the purpose of maneuvering the vehicle.~~

1 ~~(5) A television receiver, video monitor, television or video~~
2 ~~screen, or any other, similar means of visually displaying a~~
3 ~~television broadcast or video signal, if that equipment has an~~
4 ~~interlock device that, when the motor vehicle is driven, disables~~
5 ~~the equipment for all uses except as a visual display as described~~
6 ~~in paragraphs (1) to (4), inclusive.~~

7 ~~(6) A mobile digital terminal installed in a vehicle owned or~~
8 ~~operated by an electrical corporation, as defined in Section 218 of~~
9 ~~the Public Utilities Code, a local publicly owned electric utility,~~
10 ~~as defined in Section 9604 of that code, a gas corporation, as~~
11 ~~defined in Section 222 of that code, or a telephone corporation, as~~
12 ~~defined in Section 234 of that code, if the mobile digital terminal~~
13 ~~is fitted with an opaque covering that does not allow the driver to~~
14 ~~view any part of the display while driving, even though the terminal~~
15 ~~may be operating.~~

16 ~~(e) Subdivision (a) does not apply to a mobile digital terminal~~
17 ~~installed in an authorized emergency vehicle or to a motor vehicle~~
18 ~~providing emergency road service or roadside assistance.~~

19 ~~(d) Subdivision (a) does not apply to a mobile digital terminal~~
20 ~~installed in a vehicle owned or operated by an electrical~~
21 ~~corporation, as defined in Section 218 of the Public Utilities Code,~~
22 ~~a local publicly owned electric utility, as defined in Section 9604~~
23 ~~of that code, a gas corporation, as defined in Section 222 of that~~
24 ~~code, or a telephone corporation, as defined in Section 234 of that~~
25 ~~code, when the vehicle is deployed in an emergency to respond to~~
26 ~~an interruption or impending interruption of electrical, natural gas,~~
27 ~~or telephone service.~~